

JUN. 20. 2005 5:20PM FOLEY 8587926773



RECEIVED
CENTRAL FAX CENTER
JUN 20 2005

NO. 2961 P. 1

FOLEY & LARDNER LLP
ATTORNEYS AT LAW
11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEY.COM

FACSIMILE TRANSMISSION

Total # of Pages 9 (including this page)

TO:	PHONE #:	FAX #:
Examiner Sharmila S. Gollamudi Group Art Unit 1615 United States Patent and Trademark Office	(571) 272-0602	(703) 872-9306

From : Michael F. Hay
Email Address : mhay@foley.com
Sender's Direct Dial : 858.847.6737
Date : June 20, 2005
Client/Matter No : 071243-0218
User ID No : 9080

MESSAGE:

Re: U.S. Patent Application No. 09/628,387

RECEIVED
OIPE/IAP

Following is:

JUN 22 2005

- 1) Request for Continued Examination (RCE) Transmittal (*in duplicate*).

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Rachel Ann Caputo
-----------	------------	--

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

JUN. 20. 2005 5:21PM

FOLEY 8587926773

NO. 2961 P. 2

RECEIVED
CENTRAL FAX CENTER

JUN 20 2005

PATENT
Attorney Docket No.: ABI1150-18
(071243-0218)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Soon-Shiong and Desai

Title: METHODS AND
FORMULATIONS OF
TAXANES

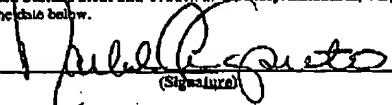
Appl. No.: 09/628,387

Confirmation No.: 5713

Appl. Filing Date: August 1, 2000

Examiner: Kishore, Gollamudi S.

Art Unit: 1615

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
	
(Signature)	
Rachel Ann Caputo	
(Printed Name)	
June 20, 2005	
(Date of Signature)	

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

06/21/2005 MBIZUNES 00000137 500872 09628387
01 FC:1801 790.00 DA

PAGE 29 * RCVD AT 6/20/2005 8:21:35 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/0 * DNIS:8729306 * CSID: * DURATION (mm:ss):02:10

In re application of
Desai and Soon-Shiong
Application No.: 09/628,387
Page 2 of 4

Atty. Dkt. No. ABI1150-18
(071243-0218)

[X] Please enter and consider the amendment and/or reply previously filed on February 8, 2005.

[] Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

[] Please consider the arguments in the Appeal Brief or Reply previously filed on __.

[] Other __.

b. Enclosed are:

[] Amendment/Reply.

[] Affidavit(s)/Declaration(s).

[] Information Disclosure Statement.

[] Form PTO-1449 with copies of __ listed reference(s).

[] Other .

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00 =	\$790.00
Total Claims:	41	-	83 = 0	x \$50.00 =	\$0.00
Independents	12	-	29 = 0	x \$200.00 =	\$0.00

RECEIVED

In re application of
 Desai and Soon-Shiong
 Application No.: 09/628,387
 Page 3 of 4

CENTRAL FAX CENTER Atty. Dkt. No. AB1150-18
 JUN 20 2005 (071243-0218)

First presentation of any Multiple Dependent Claims: +	\$360.00	=	\$0.00
CLAIMS FEE TOTAL:	=		\$790.00

[] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month:	\$120.00	0	\$0.00
[] Extension for response filed within the second month:	\$450.00		\$0.00
[] Extension for response filed within the third month:	\$1,020.00		\$0.00
[] Extension for response filed within the fourth month:	\$1,590.00		\$0.00
[] Extension for response filed within the fifth month:	\$2,160.00		\$0.00
EXTENSION FEE SUBTOTAL:			\$0.00
EXTENSION FEE ALREADY PAID:			\$0.00
EXTENSION FEE TOTAL			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$790.00
[] Small Entity Fees Apply (subtract ½ of above):			\$0.00
[] Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:			\$790.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$790.00. A duplicate copy of this transmittal is enclosed.

[] A check in the amount of \$790.00 to cover the filing fee is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise

In re application of
Desai and Soon-Shiong
Application No.: 09/628,389
Page 4 of 4

Atty. Dkt. No. ABI1150-17
(071243-0217)

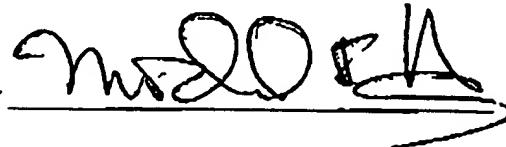
Please direct all correspondence to the undersigned attorney or agent at the customer number indicated below.

Respectfully submitted,

Date

June 20, 2005

By



FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

Michael F. Hay
Registration No. 54,155
For Stephen E. Reiter
Registration No. 31,192
Attorney for Applicant